S.B.Civil Writ Petition No.1938/2006

Sushil Kumar Vs. State of Raj.& Ors.

Date : 17.7.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr.C.S. Kotwani, for the petitioner.

Mrs.RR Kanwar Addl.GA, for the respondents.

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Learned counsel for the petitioner submits that petitioner wants to file a suit for appropriate relief in Civil Court in view of impugned order passed by the Lok Adalat which has not granted any relief to the petitioner.

Permission is granted to the petitioner to avail remedy under Civil Law appropriate to his claim. Any finding recorded against the petitioner in the impugned order dated 10th November 2005 shall not come in the way of the petitioner for establishing his rights and for getting any relief in accordance with law in civil court.

The writ petition is, therefore, dismissed with liberty.

(PRAKASH TATIA), J.

S.Phophaliya

S.B.Civil Writ Petition No.3950/2007

Godavari @ Girdavari & Ors.

Vs.

The Board of Revenue, Ajmer & Ors.

Date : 17.7.2007

HON'BLE MR. PRAKASH TATIA, J.

Mr.H.S. Sandhu, for the petitioners.

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Heard learned counsel for the petitioners

The petitioners aggrieved against the order of the Board of Revenue dated. 21.6.2006 as well as against the order dated 11-1-05 passed by the Revenue Appellate Authority. ----------that original allottee of the land in question was Babu Ram he died and it was alleged that his six legal heirs including the petitioner wife of said Babu Ram entered into an agreement for sale of the land on 12.6.91 and the alleged by this the legal heirs of Babu Ram aggrieved to land Gurdev Singh, Gurucharan Singh, Darshan Singh. Since the transfer of land was ----------. During the allotment of the land in question itself were cancelled by the Concerned competent authority. Number of case of such nature wherein ----------submitted by the person holding the agreement, stay and claiming

possession over the land under the agreement ----------the allotment of orders of allottees for violation of the statutory provisions against transfer.

Looking to the serious nature of dispute Hon'ble Supreme Court directed to constitute a special court any person of that order ----- to the Supreme Court dismissal courts were constituted in person case. The cancellation of land of petitioner vide order dated. 23.6.1991 on the ground of entering into an agreement to sell ----------. The matter were considered by the special court